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 10 *Attorneys for Defendant, Capital One Bank
 11 (USA), N.A., erroneously sued as "Capital
 12 One Services, LLC"*

13
 14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

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 17 Shawn Walker,
 18 Plaintiff,
 19 vs.
 20 Equifax Information Services, LLC, Experian
 21 Information Solutions, Inc., Trans Union,
 22 LLC, Ally Financial, Inc., Capital One
 23 Services, LLC, 1st United Credit Union, Bank
 24 of America, N.A., CarMax Auto Superstores,
 25 Inc., JPMorgan Chase Bank, N.A., CoreLogic
 26 Credco, LLC and TD Auto Finance, LLC.,
 27
 28 Defendants.

29 Case No. 2:22-cv-01338-RFB-VCF

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 31 **STIPULATION TO EXTEND TIME TO
 32 RESPOND TO COMPLAINT
 33 (FIRST REQUEST)**

34 Pursuant to Local Rules 6-1 and 6-2, defendant Capital One Bank (USA), N.A. ("Capital
 35 One"), erroneously sued as "Capital One Services, LLC," and plaintiff Shawn Walker ("Plaintiff"),
 36 by and through their counsel of record, hereby submit this Stipulation To Extend Capital One's
 37 Time to Respond to Plaintiff's Complaint, as follows:

38 **WHEREAS:**

39 1. Plaintiff filed the Complaint in this matter in this Court on August 17, 2022;
 40 2. Capital One was served with the Complaint on August 19, 2022, which provided for a
 41 responsive pleading deadline of September 9, 2022;

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1 3. Capital One conferred with counsel for Plaintiff regarding Capital One's initial findings
2 and request for information, which may have an impact on whether an early resolution is available
3 before incurring further litigation costs;

4 4. While the parties continue to discuss, and Capital One continues to research Plaintiff's
5 allegations, the parties agreed to an extension for Capital One to file its response to the Complaint,
6 such that the responsive pleading deadline would be October 10, 2022;

7 5. This is the first extension sought in connection with this deadline;

8 6. This extension is requested to allow the parties time to continue investigating Plaintiff's
9 claims and exploring the potential for an early resolution; and

10 7. Neither Plaintiff nor any other party to this action will be prejudiced by the Court
11 granting Capital One the requested relief. Also, the requested extension is not for the purposes of
12 unnecessary delay.

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1 **NOW, THEREFORE, IT IS HEREBY STIPULATED THAT:**2 Capital One's time to file a responsive pleading to Plaintiff's Complaint is extended. Capital
3 One shall file its responsive pleading on or before October 10, 2022.

4 DATED: September 16, 2022

5 KIND LAW

6 By: /s/ Michael Kind7 Michael Kind (NSBN 13903)
8 8860 South Maryland Parkway, Ste. 106
9 Las Vegas, Nevada 89123
10 mk@kindlaw.com11 *Attorneys for Plaintiff Shawn Walker*

12 DATED: September 16, 2022

13 MCDONALD CARANO LLP

14 By: /s/ Jeff Silvestri15 Jeff Silvestri (NSBN 5779)
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22 Bank (USA), N.A., erroneously sued as
23 "Capital One Services, LLC"*

24 IT IS SO ORDERED.

25 26 Cam Ferenbach
27 United States Magistrate Judge28 DATED 9-19-2022